

**MINUTES OF THE
EXECUTIVE OFFICES & CRIMINAL JUSTICE
JOINT APPROPRIATIONS SUBCOMMITTEE
ROOM W015, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX
January 24, 2008**

Members Present: Sen. Michael G. Waddoups, Co-Chair
Rep. Eric K. Hutchings, Co-Chair
Sen. Scott D. McCoy
Rep. Douglas C. Aagard
Rep. Christopher N. Herrod
Rep. Brad King
Rep. Curtis Oda
Rep. Jennifer M. Seelig

Members Absent: Sen. Curtis S. Bramble
Rep. Keith Grover

Staff Present: Gary Ricks, Fiscal Analyst
Gary Syphus, Fiscal Analyst
Carrie Griffith, Committee Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.

Sen. Waddoups called the meeting to order at 2:18 p.m.

MOTION: Rep. King moved to approve the minutes of the January 16, 2008 meeting. The motion passed unanimously, with Rep. Oda absent for the vote.

Gary Ricks, Fiscal Analyst, briefed the Subcommittee on some important items to consider before prioritization begins. He stated the most important thing to remember is that a Priority List will be created and taken by the Chairs to the Executive Appropriations Committee. The List the Subcommittee creates comes from two funding sources--the General Funds and the Restricted Funds.

Some of the areas the Subcommittee will act upon are Fees for the Governor's Office and the Department of Public Safety. The Subcommittee will also decide if they want to adopt Nonlapsing Intent Language.

Attorney General Budget Review

Mark Shurtleff, Attorney General, addressed the Subcommittee. A handout showing various Divisions within the Office and budget requests was distributed.

Kirk Torgensen, Chief Deputy of Criminal, reported on three areas the Office will be requesting

monies for FY 2009:

(1) IRIS (Identity Theft Reporting Information System), a database program to help identity theft victims. Mr. Torgensen stated that members of the Office went to the National White Collar Crimes Center this past December in Washington D.C. where they were given a National award for the development of IRIS. He described how IRIS is used and expressed gratitude to the Subcommittee for the monies appropriated to fund this important database.

(2) Mr. Torgensen also reported on Internet Crimes Against Children. He stated the Office is very serious about pursuing child pornography cases. Subcommittee members were invited to spend an evening watching how the program is run.

(3) Mortgage Fraud is another area of concern for the Office. Mr. Torgensen described some of the challenges facing the Office regarding this issue. He responded to questions raised by Subcommittee members.

Ken Wallentine, Director of Law Enforcement, answered questions raised by Subcommittee members regarding internet crimes against children and requirements of agents who work on these cases. An in-depth discussion ensued on psychiatric counseling required for agents and other matters relating to this issue.

Mr. Shurtleff thanked the Subcommittee for monies appropriated to help fund the needs of the Office.

Ray Hintze, Chief Deputy of Civil, described the seven "Civil" Divisions of the Office. He reviewed significant cases that have been resolved this year, which are briefly described below and include:

(1) Environment Division--the contamination of ground water by Kennecott in the southwest corner of the Salt Lake Valley; (2) Education Division--voucher issues; (3) Tax and Revenue Division--taxing on sexually-oriented businesses; (4) Natural Resources Division--issues regarding Colorado River water rights; (5) State Agency Counsel Division--the PELT Case; (6) Litigation Division--Roska vs. Sneddon; and (7) Civil Appeals Division, no specific case was mentioned.

Mr. Shurtleff gave a brief overview of the Office's budget requests for FY 2009, which include Ongoing Requests for Agency Billing Issues (\$616,700 ongoing, \$369,400 General Fund); Workload Increases Resulting From Legislative Actions (\$271,200 ongoing, \$245,400 General Fund); Caseload Increases (\$287,200 ongoing, \$258,400 General Fund); Criminal Non-Support Attorneys (\$345,600 ongoing, \$115,200 General Fund); Support Staff Salary Increases (\$154,700 ongoing); Children's Justice Centers State Administration (\$209,800 ongoing); and

Mortgage Fraud (\$465,800 ongoing).

One-time requests include "David C." Plaintiffs' Attorney Fees (\$162,200); Agency Billing Issues (\$616,700 Total, \$369,400 in General Fund); and Detoxification Program For Officers Exposed to Methamphetamines (\$140,000).

Mr. Wallentine and Mr. Haidenthaller responded to questions regarding the above-mentioned budget issues.

The Office was asked to keep the Subcommittee informed on their activities and budgetary needs by sending out a 1-2 page monthly report.

Division of Juvenile Justice Services (DJJS)

Gary Syphus, Fiscal Analyst, directed the Subcommittee to the Budget Brief, stating he would summarize after the Division's presentation.

Dan Maldonado, Director, assisted by Rick Platt, Director Administrative Services, distributed a packet of documents, noting the first four pages give background information of the Division. He reminded everyone the mission of the Division is three-fold: (1) Community protection, (2) Developing Youth Accountability, and (3) Competency Development.

Mr. Maldonado explained other handouts in the packet, including Juvenile Delinquency, Adult Probation/Prison after JJS Secure Care, and charts showing "bed days."

Building Block Requests were reviewed by Mr. Maldonado, which include Caseload Growth (\$513,900 ongoing); Early Intervention Services (\$300,000, one-time); and Youth Services in Tooele (\$369,500 ongoing). Mr. Maldonado detailed each of the requests. Charts and graphs were shown with statistics relating to the above-mentioned items.

Mr. Maldonado and Mr. Platt responded to questions raised by Subcommittee members regarding appropriation requests, specifically vehicle use within the Division.

MOTION: Rep. Oda moved to adjourn.

Sen. Waddoups adjourned the meeting at 4:02 p.m.

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